Cr Misc 21093-M of 2007

Mr RA Sheoran, Advocate.
Mr Vikas Chaudhary, AAG Haryna.

Heard counsel for the parties.

As per the allegations in the FIR, Sukhbir (petitioner-1) and his wife are stated to have hurled abuses to the complainant during the occurrence. Ram Parshad (petitioner-2) had a Kulhari in his hand and inflicted injury on the right side of the forehead of the complainant and on account of which, Ashok Kumar (complainant) fell down. Parkash (petitioner-3) is stated to have caused injury to Kishan Lal on his fingers with the Jelly that he had in his hand. According to the learned counsel for the petitioner, as per x-ray report, there is no fracture on the skull of injured – Ashok Kumar. However, learned counsel for the State has produced the medical report and also the opinion of Dr Dara Singh, MOGH, Bhiwani according to which injuries No.1 and 2 on the person of Ashok Kumar were dangerous to life.

Keeping in view the aforesaid position, the prayer for pre-arrest bail to Ram Parshad (petitioner-2) is declined. However, Sukhbir, as already noticed, is not attributed any overt role and Parkash (petitioner-3) is stated to have caused injuries on the fingers of Kishan Lal. However, no medical examination of Kishan Lal has been got done. In the circumstances, Sukhbir (petitioner-1) and Parkash (petitioner-3), in the event of their arrest, shall be admitted to bail on their furnishing personal bond and surety each to the satisfaction of arresting/investigating officer. They shall join investigation as and when called and shall abide by the conditions of Section 438 CrPC.

26.4.2007. (S.S.SARON)
ASR JUDGE